



## 2009 ASSEMBLY BILL 600

1     **AN ACT** *to amend* 196.20 (4) (d); and *to repeal and recreate* 196.20 (4) (c) of  
2     the statutes; **relating to:** authority of the Public Service Commission  
3     regarding fuel costs of certain electric public utilities and granting  
4     rule-making authority.

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*Analysis by the Legislative Reference Bureau*

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

5     **SECTION 1.** 196.20 (4) (c) of the statutes is repealed and recreated to read:  
6     196.20 **(4)** (c) 1. If an electric public utility has an approved fuel cost plan, the  
7     commission shall defer any under-collection or over-collection of fuel costs that are  
8     outside of the utility's symmetrical fuel cost annual tolerance, as established by the  
9     commission, for subsequent rate recovery or refund.  
10    2. The commission may commence a proceeding to adjust rates for an electric  
11    public utility outside of a general rate case proceeding if the utility's actual fuel costs

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1 are outside of the utility's fuel cost annual tolerance, as established by the  
2 commission.

3 3. Approval of a fuel cost plan and any rate adjustment for deferred fuel costs  
4 or refund of over-collected fuel costs shall be determined by the commission after  
5 opportunity for hearing.

6 **SECTION 2.** 196.20 (4) (d) of the statutes is amended to read:

7 196.20 **(4)** (d) The commission shall promulgate a rule to implement this  
8 subsection.

9 (END)